

**ORIGINAL**

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CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

Board of Regents, The University of Texas  
System, and 3D Systems, Inc.,

Plaintiffs,

V.

EOS GmbH Electro Optical Systems,  
Defendant.

[illegible]

Civil Action No. A03 CA 113SS

**PLAINTIFFS' UNOPPOSED MOTION TO FILE EXHIBITS 5 AND 17 TO  
THE DECLARATION OF PHILIP E. COOK IN SUPPORT OF PLAINTIFFS  
BOARD OF REGENTS, THE UNIVERSITY OF TEXAS SYSTEM AND 3D  
SYSTEMS, INC. FOR SUMMARY JUDGMENT ON EOS'S THIRD  
AFFIRMATIVE DEFENSE OF EXPRESS LICENSE UNDER SEAL**

Plaintiffs are filing their Declaration of Philip E. Cook in Support of Plaintiffs Board of Regents, The University of Texas System and 3D Systems, Inc. for Summary Judgment on EOS's Third Affirmative Defense of Express License. Exhibits 5 and 17 of the Declaration contain confidential information and are not intended to be viewed by any person other than as may be authorized by the Protective Order entered in this matter.

Accordingly, Plaintiffs hereby respectfully request that the Court file Exhibits 5 and 17 of the Declaration of Philip E. Cook in Support of Plaintiffs Board of Regents, The University of Texas System and 3D Systems, Inc. for Summary Judgment on EOS's Third Affirmative Defense of Express License under seal.

## CERTIFICATE OF CONFERENCE

The parties have conferred and Defendant does not oppose this Motion.

Dated: December 31, 2003

Respectfully submitted,

Philip E. Cook,  
PHILIP E. COOK  
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BOARD OF REGENTS, THE  
UNIVERSITY OF TEXAS SYSTEM,  
and 3D SYSTEMS, INC.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served in the following manner to the following counsel of record on this 31st day of December, 2003.

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